

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SIXTH APPELLATE DISTRICT

THE PEOPLE,

Plaintiff and Respondent,

v.

MICHAEL ADAMS,

Defendant and Appellant.

H024504

(Monterey County
Super. Ct. No. SS010501)

ORDER MODIFYING OPINION
NO CHANGE IN JUDGMENT

THE COURT:

It is ordered that the opinion filed herein on January 27, 2004, be modified in the following particulars:

1. On page 20, second full paragraph, line 9, delete the last four sentences starting with: “*Poggi* rejected that argument. ‘No such unforeseeability ...’ ” and replace it with “That argument also was rejected by *Poggi, supra*, 45 Cal.3d at page 327.”
2. On page 24, second full paragraph, line 4, replace “body” with “both” in the sentence reading “...under body sections ...”

There is no change in judgment.

Dated: _____

Premo, J.

Rushing, P.J.

Elia, J.